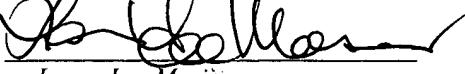


IFW

**CERTIFICATE OF MAIL (37 CFR 1.8(a))**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 9, 2005.

Signed:

  
Laura Lee Mosier**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***In re application of:*

RICHARD B. FOX

Serial No. 10/761,627

Filed: January 20, 2004

For: Guided Vehicle and Method for Use  
With Dual Mode Transportation System

|                   |                  |
|-------------------|------------------|
| Examiner:         | Not yet assigned |
| Group Art Unit:   | 3617             |
| Confirmation No.: | 3320             |
| Date:             | May 9, 2005      |

**INFORMATION DISCLOSURE STATEMENT SUBMITTED  
PRIOR TO FINAL OFFICIAL ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits herewith patents and publications which may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. §1.56. While this Statement may be "material" pursuant to 37 C.F.R. §1.56, it is not intended to constitute an admission that any patent, publication, or other information referred to therein is "prior art" for this invention unless specifically designated as such.

Enclosed herewith are PTO/SB/8A and PTO/SB/8B forms listing art potentially relevant or of interest to the referenced patent application. This application is a continuation-in-part of Application No. 09/865,088, filed May 24, 2001, under 35 U.S.C. § 120. It is understood that the Examiner will consider information that was submitted to or cited by the Office in such prior applications. Notice of April 20, 1992; 1138 OG 37-41, at 37. Copies of documents previously submitted to or cited by the Office in the prior application are not required to be provided in this application and thus are not attached. 37 C.F.R. § 1.98(d). Any additional art not previously

submitted to or cited by the Office, but listed on PTO/SB/8A and PTO/SB/8B forms are enclosed.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and MPEP § 609 and consideration of the foregoing plus the prompt return of a copy of the enclosed Forms PTO/SB/8A & 8B with the Examiner's initials in the left column in accordance with MPEP 609 are respectfully requested.

This information disclosure statement is being filed in compliance with 37 CFR 1.97(c)(2) and we state that some of the references cited on enclosed Forms PTO/SB/8A & 8B was known by an individual designated in 37 CFR 1.56(c) more than three months prior to the filing date of this Information Disclosure Statement. In accordance with 37 CFR 1.97(c)(2), Applicant submits the required fee under 37 CFR 1.17(p) in the amount of \$180.

Should any questions or comments arise regarding the listing of the submitted publications and patents in which the Examiner feels a telephone conversation would be appropriate, he or she is respectfully requested to contact the undersigned attorney at the listed telephone number.

Respectfully submitted,

  
Edward N. Bachand  
Reg. No. 37,085

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Four Embarcadero Center, Suite 3400  
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1083027

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| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><i>(use as many sheets as necessary)</i> |   |    |   | <i>Complete if Known</i> |                          |
| Sheet  | 1 | of | 3 | Application Number       | 10/761,627               |
|  |   |    |   | Filing Date              | January 20, 2004         |
|  |   |    |   | First Named Inventor     | Richard B. FOX           |
|  |   |    |   | Group Art Unit           | 3617                     |
|  |   |    |   | Examiner Name            | Not yet assigned         |
|  |   |    |   | Attorney Docket Number   | A-68881-1/ENB (468878-4) |

**U.S. PATENT DOCUMENTS**

| Examiner Initials* | Cite No. <sup>1</sup> | U.S. Patent Document |                                      | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|----------------------|--------------------------------------|---|---|---|
|                    |                       | Number               | Kind Code <sup>2</sup><br>(if known) |   |   |   |
| A1                 | <b>1,302,686</b>      |                      |                                      | <b>Lock</b>                                     | <b>05/06/1919</b>                                   |   |
| B1                 | <b>1,804,257</b>      |                      |                                      | <b>Greenley</b>                                 | <b>05/05/1931</b>                                   |   |
| C1                 | <b>3,363,584</b>      |                      |                                      | <b>Brush et al.</b>                             | <b>01/16/1968</b>                                   |   |
| D1                 | <b>3,552,321</b>      |                      |                                      | <b>Priebe</b>                                   | <b>01/05/1971</b>                                   |   |
| E1                 | <b>3,587,470</b>      |                      |                                      | <b>Wilson</b>                                   | <b>06/28/1971</b>                                   |   |
| F1                 | <b>3,734,025</b>      |                      |                                      | <b>Shoemaker</b>                                | <b>05/22/1973</b>                                   |   |
| G1                 | <b>3,839,964</b>      |                      |                                      | <b>Gavot</b>                                    | <b>10/08/1974</b>                                   |   |
| H1                 | <b>3,845,717</b>      |                      |                                      | <b>Alimanestianu</b>                            | <b>11/05/1974</b>                                   |   |
| I1                 | <b>3,861,315</b>      |                      |                                      | <b>Rypinski</b>                                 | <b>01/21/1975</b>                                   |   |
| J1                 | <b>3,889,770</b>      |                      |                                      | <b>Herbert</b>                                  | <b>06/17/1975</b>                                   |   |
| K1                 | <b>3,910,196</b>      |                      |                                      | <b>Denenburg</b>                                | <b>10/07/1975</b>                                   |   |
| L1                 | <b>3,929,076</b>      |                      |                                      | <b>McRae, Jr. et al.</b>                        | <b>12/30/1975</b>                                   |   |
| M1                 | <b>4,503,779</b>      |                      |                                      | <b>Chadwick</b>                                 | <b>03/12/1985</b>                                   |   |
| N1                 | <b>4,762,191</b>      |                      |                                      | <b>Hagin et al.</b>                             | <b>08/09/1988</b>                                   |   |
| O1                 | <b>5,740,930</b>      |                      |                                      | <b>Smit</b>                                     | <b>04/21/1998</b>                                   |   |
| P1                 | <b>5,790,403</b>      |                      |                                      | <b>Nakayama</b>                                 | <b>08/04/1998</b>                                   |   |
| Q1                 | <b>5,875,408</b>      |                      |                                      | <b>Bendett et al.</b>                           | <b>02/23/1999</b>                                   |   |
| R1                 | <b>5,957,983</b>      |                      |                                      | <b>Tominaga</b>                                 | <b>09/28/1999</b>                                   |   |
| S1                 |                       |                      |                                      |   |   |   |

**FOREIGN PATENT DOCUMENTS**

| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document |                     |                                      | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T <sup>6</sup> |
|--------------------|-----------------------|-------------------------|---------------------|--------------------------------------|---|---|---|----------------|
|                    |                       | Office <sup>3</sup>     | Number <sup>4</sup> | Kind Code <sup>2</sup><br>(if known) |   |   |   |                |
| T1                 |                       |                         |                     |                                      |   |   |   |                |
| U1                 |                       |                         |                     |                                      |   |   |   |                |
| V1                 |                       |                         |                     |                                      |   |   |   |                |
| W1                 |                       |                         |                     |                                      |   |   |   |                |
| X1                 |                       |                         |                     |                                      |   |   |   |                |
| Y1                 |                       |                         |                     |                                      |   |   |   |                |
| Z1                 |                       |                         |                     |                                      |   |   |   |                |
| Examiner Signature |                       |                         |                     |                                      | Date Considered                                 |   |   |                |

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|--|-----------------------|-------------------------|--------------------------------------|---|---|--|----------------|
|  |                       |                         |                                      | Application Number                              |   | 10/761,627   |                |
|  |                       |                         |                                      | Filing Date                                     |   | January 20, 2004   |                |
|  |                       |                         |                                      | First Named Inventor                            |   | Richard B. FOX   |                |
|  |                       |                         |                                      | Group Art Unit                                  |   | 3617   |                |
|  |                       |                         |                                      | Examiner Name                                   | Not yet assigned                                    |  |                |
| Sheet  | 2                     | of                      | 3                                    | Attorney Docket Number                          |   |  |                |
| <b>U.S. PATENT DOCUMENTS</b>   |                       |                         |                                      |   |   |  |                |
| Examiner Initials*   | Cite No. <sup>1</sup> | U.S. Patent Document    |                                      | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear |                |
|  |                       | Number                  | Kind Code <sup>2</sup><br>(if known) |   |   |  |                |
| A2   |                       | <b>6,115,652</b>        |                                      | <b>Sato et al.</b>                              | <b>09/05/2000</b>                                   |  |                |
| B2   |                       | <b>6,169,954</b>        |                                      | <b>McCrary</b>                                  | <b>01/02/2001</b>                                   |  |                |
| C2   |                       |                         |                                      |   |   |  |                |
| D2   |                       |                         |                                      |   |   |  |                |
| E2   |                       |                         |                                      |   |   |  |                |
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| R2   |                       |                         |                                      |   |   |  |                |
| S2   |                       |                         |                                      |   |   |  |                |
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| Examiner Initials*   | Cite No. <sup>1</sup> | Foreign Patent Document |                                      | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear | T <sup>6</sup> |
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| T2   |                       |                         |                                      |   |   |  |                |
| U2   |                       |                         |                                      |   |   |  |                |
| V2   |                       |                         |                                      |   |   |  |                |
| W2   |                       |                         |                                      |   |   |  |                |
| X2   |                       |                         |                                      |   |   |  |                |
| Y2   |                       |                         |                                      |   |   |  |                |
| Z2   |                       |                         |                                      |   |   |  |                |
| Examiner Signature   |                       |                         |                                      | Date Considered                                 |   |  |                |

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|  |                       |  |   | Group Art Unit           | 3617                     |
|  |                       |  |   | Examiner Name            | Not yet assigned         |
| Sheet  | 3                     | of   | 3 | Attorney Docket Number   | A-68881-1/ENB (468878-4) |
| <b>OTHER ART- NON-PATENT LITERATURE DOCUMENTS</b>  |                       |  |   |                          |                          |
| Examiner Initials*   | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.  |   |                          | T <sup>2</sup>           |
|  |                       | Anderson, J. Edward, "Transit Systems Theory: Engineering Science Applied to Public Transportation, A Collection of Papers", Taxi 2000 Corporation, (2000), 5 pages.   |   |                          |                          |
|  |                       | Reynolds, PE, Francis D., "DualMode, the Transportation of the Future", Presented at the New Visions in Transportation Conference, Aspen, Colorado, (October , 2000), 11 pages.  |   |                          |                          |
|  |                       | Jensen, Palle, "RUF Personal and Group Dualmode Transportation Technology Overview", website article located at: <a href="http://faculty.washington.edu/~jbs./itans/rufl.htm">http://faculty.washington.edu/~jbs./itans/rufl.htm</a> , (January 15, 2001), 2 pages.  |   |                          |                          |
|  |                       | Balslev, Mogens et al., "RUF Dual Mode Transportation Systems", RUF International, (March 5, 2001), 2 pages.   |   |                          |                          |
|  |                       | Author unknown, "FlexiTrain", website article located at: <a href="http://camdek.com">http://camdek.com</a> , (August 3, 2001), 2 pages.   |   |                          |                          |
|  |                       | Frank, Andrew A., "Vehicle Mass Transit System (VMTS) (aka Autobus or Carbus System)", Department of Mechanical and Aerospace Engineering, University of California at Davis, website article printed on ('August 3, 2001), 8 pages.   |   |                          |                          |
|  |                       | Author unknown, "Autran Corp. Transportation Page", Autran Corp., website article located at: <a href="http://www.autrancorp.com">http://www.autrancorp.com</a> , printed on (August 3, 2000), 2 pages.  |   |                          |                          |
|  |                       | Author unknown, "Autran Carrier Vehicles in Guideways Carry Autos, Passengers and Freight", Autran Corp., website article located at: <a href="http://www.autrancorp.com/cv/cv0">http://www.autrancorp.com/cv/cv0</a> , printed on (August 3, 2000), 1 page.   |   |                          |                          |
|  |                       | Author unknown, "Autran Transfer Features", Autran Corp., website article located at: <a href="http://www.autrancorp.com/tr/tr1">http://www.autrancorp.com/tr/tr1</a> , printed on (August 3, 2000), 1 page.   |   |                          |                          |
|  |                       | Author unknown, "Autran electronic Control System", Autran Corp., website article located at: <a href="http://www.autrancorp.com/ec/cont">http://www.autrancorp.com/ec/cont</a> , printed on (August 3, 2000), 1 page.   |   |                          |                          |
|  |                       | Author unknown, "Autran Carrier Vehicle Construction", Autran Corp., website article located at: <a href="http://www.autrancorp.com/cv/cv1">http://www.autrancorp.com/cv/cv1</a> , printed on (August 3, 2000), 2 pages.   |   |                          |                          |
|  |                       | Author unknown, "Autran Passengers Stations and Cabins", Autran Corp., website article located at: <a href="http://www.autrancorp.com/pc/pass1">http://www.autrancorp.com/pc/pass1</a> , printed on (August 3, 2000), 2 pages.   |   |                          |                          |
|  |                       | Author unknown, "Autran Foldable Auto Platform", Autran Corp., website article located at: <a href="http://www.autrancorp.com/ld/plat1">http://www.autrancorp.com/ld/plat1</a> , printed on (August 3, 2000), 2 pages.   |   |                          |                          |
|  |                       | Author unknown, "Autran System for Fast Loading and Unloading of Autos onto and from Platforms", Autran Corp., website article located at: <a href="http://www.autrancorp.com/id/load1">http://www.autrancorp.com/id/load1</a> , printed on (August 3, 2000), 1 page.  |   |                          |                          |
|  |                       | Author unknown, "Dualmode Debate Page", website article located at: <a href="http://www.washington.edu/~jbs/dualdbte.htm">http://www.washington.edu/~jbs/dualdbte.htm</a> , printed on (August 3, 2001), 9 pages.  |   |                          |                          |
|  |                       | SHLADOVER, Steven, et al., "PATH Demonstrates Automated Bus Rapid Transit Technologies", website article located at: <a href="http://www.path.berkeley.edu/PATH/Research/Featured/102803/san-diego.html">http://www.path.berkeley.edu/PATH/Research/Featured/102803/san-diego.html</a> (August 2003), 4 pages. |   |                          |                          |
|  |                       | Author unknown, "Phileas – a new concept for high quality public transport", website article located at <a href="http://www.apts-phileas.com/phileas_concept.htm">http://www.apts-phileas.com/phileas_concept.htm</a> , printed on (June 15, 2004), 8 pages.   |   |                          |                          |
| Examiner Signature   |                       |  |   | Date Considered          |                          |

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